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**CITY COUNCIL CANVASS OF MAY 7, 2022, GENERAL AND SPECIAL ELECTION
CELINA COUNCIL CHAMBERS
112 N. COLORADO ST.
TUESDAY, MAY 17, 2022
10:00 AM**

AGENDA

I. CALL TO ORDER:

II. CANVASS:

1. Consider and act upon approval of canvass documents for the May 7, 2022, General Election results and an ordinance of the City Council of the City of Celina, Texas canvassing the results of the Special Election held on May 7, 2022; and adopting the amendments to the City of Celina Charter. (Field)

III. ADJOURN:

City Council Chambers is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf, or hearing impaired, or readers of large print, are requested to contact the City Secretary's Office at 972-382-2682, or fax 972-382-3736 at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Chapter 551. "I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board at City Hall of the City of Celina, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: _____ at ____ p.m. and remained so posted continuously for at least 72 hours prior to the scheduled time of said meeting."

Lauren Field, TRMC
Deputy City Secretary, City of Celina, TX

Date Notice Removed



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City Secretary
City of Celina, Texas

Memorandum

To: **Honorable Mayor Terry and the Celina City Council**
 From: Lauren Field, Deputy City Secretary
 CC: Jason Laumer, City Manager
 Date: May 17, 2022
 Re: Canvass of May 7, 2022 General & Special Election

Action Requested:

Consider and act upon approval of canvass documents for the May 7, 2022, General Election results and an ordinance of the City Council of the City of Celina, Texas canvassing the results of the Special Election held on May 7, 2022; and adopting the amendments to the City of Celina Charter. (Field)

Background Information:

The annual General Election was held on Saturday, May 7, 2022, for the purpose of electing a Council Member for Place 1 and a Council Member for Place 6 with the called Special Election for proposed Home Rule Charter amendments. Unofficial tabulations from Collin and Denton Counties are listed below.

Place 1	Collin Co.	Denton Co.	Total Votes Received
Philip Ferugson	878	48	926
Eric Becker	641	21	662

Place 6	Collin Co.	Denton Co.	Total Votes Received
Tony Griggs	908	41	949
Chad Anderson	595	25	620

Proposition A	Collin Co.	Denton Co.	Total Votes Received
For	1,349	63	1,412
Against	127	7	134

Proposition B	Collin Co.	Denton Co.	Total Votes Received
For	1,360	64	1,424
Against	125	6	131

Proposition C	Collin Co.	Denton Co.	Total Votes Received
For	1,085	48	1,133
Against	379	24	403

Proposition D	Collin Co.	Denton Co.	Total Votes Received
For	1,477	71	1,548

Against	104	3	107
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Proposition E	Collin Co.	Denton Co.	Total Votes Received
For	580	19	599
Against	946	55	1,001

Board Review/Citizen Input:

N/A

Alternatives:

N/A

Financial Considerations:

N/A

Legal Review:

N/A

Supporting Documents:

Canvass documents certified by Collin County and Denton County Election Administrators have not been received at the time of posting.

Ordinance declaring the results of the Special Election for Home Rule Charter amendments.

Staff Recommendation:

**CITY OF CELINA, TEXAS
ORDINANCE NO. 2022-29**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CELINA, TEXAS CANVASSING THE RESULTS OF THE SPECIAL ELECTION HELD ON MAY 7, 2022; AND ADOPTING THE AMENDMENTS TO THE CITY OF CELINA CHARTER; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Celina is a home rule municipality located in Collin County and Denton County, Texas created in accordance with the provisions of the Texas Local Government Code, the Texas Constitution and operating pursuant to the enabling legislation of the state of Texas; and

WHEREAS, the Election was held on the 7th day of May 2022, to determine whether the City of Celina Charter should be amended; and

WHEREAS, the propositions were submitted to the voters, the election was held and conducted, and the returns thereof were made, all as required by the City Charter, the Texas Election Code, and the laws of the State of Texas; and

WHEREAS, the City Council has reviewed and investigated all matters pertaining to the election, including the ordering, notices, election officers, holding, and returns thereof, and it is now necessary to declare the official results of the canvass.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CELINA, TEXAS THAT:

**SECTION 1
INCORPORATION OF PREMISES**

The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

**SECTION 2
DECLARATION OF RESULTS**

The City Council having convened on this the 17th day of May 2022, to canvass the returns of the Charter Amendment Election held on Saturday, May 7, 2022, and after canvassing the returns of said election, does hereby find and declare the results of the election as follows:

PROPOSITION A

YES 1,412
NO 134

Shall Sections 1.03, 3.02, 4.03(9), 4.03(11), 7.03, 8.06, 8.07, 11.04, 11.06, 14.04 and 14.09 of the City Charter be amended throughout to correct non-substantive errors such as misspellings, punctuation, grammar and sentence structure; eliminate provisions which have been superseded by state law; and revise provisions related to practices which are outdated and no longer applicable to the City.

PROPOSITION B

YES 1,424
NO 131

Shall Section 3.06(a) of the City Charter be amended to require that the Mayor Pro Tem be elected no later than the second regular Council meeting after the election?

PROPOSITION C

YES 1,133
NO 403

Shall Section 4.02 of the City Charter be amended to authorize the City Council to designate positions classified as Department Heads?

PROPOSITION D

YES 1,548
NO 107

Shall Section 9.03 of the City Charter be amended to expand the Park and Recreation Board to 7 members and require that members be a resident of the City?

PROPOSITION E

YES 599
NO 1,001

Shall Section 14.09 of the City Charter be amended to shorten the deadline from 6 months to 90 days to file a claim against the City for death, injury or damage?

SECTION 3

DULY ORDERED ELECTION

The City Council officially finds, determines, and declares that the election was duly and properly ordered, that proper legal notice of such election was duly given in the English language and the Spanish language, that proper election officers were duly appointed prior to the election, that the election was duly and legally held, that all resident, qualified electors of the City were permitted to vote at the election, that due returns of the results of the election had been made and delivered, and that the City Council had duly canvassed such returns, all in accordance with the laws of the State of Texas and the United States of America and the ordinance calling the election.

SECTION 4

DECLARATION OF APPROVAL

It is therefore found and declared that the majority of the qualified voters of the City of Celina who voted at said Election voted in favor of the following proposed Charter Amendments: Proposition A, Proposition B, Proposition C, and Proposition D. The City Council declares that these Charter Amendments are adopted.

SECTION 5

CERTIFICATION OF CHARTER AMENDMENTS

As soon as practical, the Mayor of the City of Celina shall certify to the Secretary of State an authenticated copy of the Charter amendments, under the City's seal, showing the approval by the voters of the municipality.

SECTION 6

ENGROSSMENT AND ENROLLMENT

The City Secretary is hereby directed to engross and enroll this Ordinance by copying the descriptive caption in the minutes of the City Council and by filing this Ordinance in the Ordinance records of the City.

SECTION 7

EFFECTIVE DATE

This Ordinance shall become effective from and after its date of passage in accordance with law.

PASSED AND APPROVED by the City Council of the City of Celina, Texas this the 17th day of May 2022.

Sean Terry
City of Celina, Texas

ATTEST:

Lauren Field, Deputy City Secretary
City of Celina, Texas

[SEAL]

APPROVED AS TO FORM:

City Attorney
City of Celina, Texas